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IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 2097 of 2004

with

SPECIAL CIVIL APPLICATION No 2099 of 2004

For Approval and Signature:

HON'BLE MR.JUSTICE M.R. SHAH

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the concerned Magistrate/Magistrates,Judge/Judges,Tribunal/Tribunals? : NO

DILIPBHAI KANJIBHAI CHAVDA

Versus

STATE OF GUJARAT

Appearance:

1. Special Civil Application No. 2097 of 2004
   MR CH VORA for Petitioner No. 1
   MR KUNJAL PANDYA, AGP for Respondent No. 1-2
   NOTICE SERVED for Respondent No. 1
2. Special Civil Application No. 2099 of 2004
   MR CH VORA for Petitioner No. 1
   MR KUNJAL PANDYA for Respondent No. 1

CORAM : HON'BLE MR.JUSTICE M.R. SHAH

Date of decision: 23/07/2004

COMMON ORAL JUDGEMENT

Rule. Shri Kunjal Pandya, Learned AGP waives service of rule on behalf of the respondents.

2. In response to the notice by this Court and further order dated 16.7.2004, Shri Kunjal Pandya, Learned AGP under the instructions from his client Shri B.S.Avalani, Mamlatdar, Bhuj-Kutch makes a statement that now a decision is already taken to grant a plot of land to the present petitioner admeasuring 90 sq.mtrs. and the proposal will now be sent to the State Government for fixation of the price.

3. At this stage, Shri C.H.Vora, Learned Advocate appearing on behalf of the petitioner submits that an appropriate direction be issued directing the respondents to consider the judgement and order passed by this Court while fixing the price of the plot in question. Accordingly, it is directed that the respondents to consider the judgment and order passed by this Court dated 5.5.2000 passed in SCA No.8506 of 1999 while fixing the price of the land in question which is proposed to be allotted to the petitioner. With these observations and directions, the petition is disposed of accordingly. Rule is made absolute. Direct Service is permitted.

(M.R.Shah, J)

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